

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION

Warren L. Pearson,

Plaintiff,

vs.

STBG Parole and Probation and Pardon
Service; Spartanburg Detention Facility;
William S. Hall, Cooper Parvillion; William
Bryant, Columbia Care Center; Kirkland
Corr. Institution R/E; Allendale Corr.
Institution; Perry Corr. Institution; Public
Defender's Office; Mr. Allen; Mr. Riddle;
Richard Bazzle, Warden; Ms. Ogunsile,
Institutional Committee Chairperson;
Official and Officers that participated in
overpunishment,

Defendants.

C.A. No.: 4:08-03137-RBH

ORDER

This matter is before the court for review of the Report and Recommendation of United States Magistrate Judge Thomas E. Rogers, III, made in accordance with 28 U.S.C. § 636(b)(1)(B) and Local Rule 73.02 for the District of South Carolina.

The Magistrate Judge makes only a recommendation to this court. The recommendation has no presumptive weight. The responsibility to make a final determination remains with this court. See Mathews v. Weber, 423 U.S. 261, 270-71 (1976). The court is charged with making a de novo determination of those portions of the Report and Recommendation to which specific objection is made, and the court may accept, reject, or modify, in whole or in part, the recommen-

dition of the Magistrate Judge or recommit the matter with instructions. See 28 U.S.C. § 636(b)(1).

No objections were filed to the Report and Recommendation. In the absence of objections to the Report and Recommendation of the Magistrate Judge, this court is not required to give any explanation for adopting the recommendation. See Camby v. Davis, 718 F.2d 198, 199 (4th Cir. 1983).

After a thorough review of the Report and Recommendation and the record in this case, the court adopts Magistrate Judge Rogers' Report and Recommendation and incorporates it herein. It is therefore

ORDERED that this court **DISMISSES** the complaint [docket entry #1] without prejudice and without issuance and service of process.

IT IS SO ORDERED.

s/ R. Bryan Harwell
R. BRYAN HARWELL
United States District Judge

Florence, South Carolina
March 6, 2009